

EXHIBIT 3

Margo N. Uhrman

From: Moser, Christina J. <cmoser@bakerlaw.com>
Sent: Tuesday, February 16, 2021 3:00 PM
To: Nathan Webb
Cc: Jeffrey Yeager; _217186_00002_ Drips Holdings v_ Teledrip Letters to Drips; Margo N. Uhrman; Wilcox, Deborah; Uri Litvak
Subject: [EXTERNAL] RE: Drips v. Teledrip [IWOV-Clevelan.FID1962880]
Attachments: ATTORNEYS EYES ONLY jpeg versions.zip

Nathan,

This responds to your letter from yesterday. Regarding the image of the Drips workflow that is in Drips' interrogatory responses and produced as DRIPS0033276, it is a screenshot. I've attached native versions of the jpeg (and related screenshots showing the workflow), but I don't know how much clearer they will be. Regarding your request for metadata, as you remarked to us on May 27, 2020, "The 'Report of the Parties Planning Meeting Under Fed. R. Civ. P. 26(f)' does not require us to produce metadata. That document states that 'General ESI production requests under Federal Rules of Civil Procedure 34 and 45 shall not include metadata absent a showing of good cause.'" I don't appreciate the insinuation that Drips has somehow neglected its duties under that Order by not providing metadata or agree that the metadata associated with the identified files will provide you with useful information on when the underlying advertisements were created or that those dates are relevant to any of the claims or defenses in this case. Nevertheless, we will provide metadata associated with the images – specifically, to the extent available, the creation date, last modified date, and author. Regarding your misleading and incorrect claim that Drips has improperly designated documents, our interrogatory response de-designated any documents to the extent they were non-confidential. We will produce images incorporating the de-designations, to the extent they haven't already been provided. None of the other confidentiality designations of the documents identified in our interrogatory responses will be changed, as I reviewed them myself and they relate to customer specific pitches and other confidential material.

Also, following up on the subpoena for Mr. Murray's telephone records with Verizon, we do not accept Teledrip's demand to first redact the records. There can be nothing privileged in communication logs. While we will limit our request to only the relevant phone numbers, there is no basis for Teledrip to demand the ability to unilaterally redact the information. You may designate it AEO under the protective order in advance, and we can discuss less-confidential treatment of the information relevant to the identified numbers when we see what is produced. Furthermore, in addition to our earlier request for records relating to 330-564-7338, 513-375-0512, 760-525-0307, 949-537-6063, and/or 248-762-0668, we will also be adding 949-312-0182, 281-217-4608, and 248-762-0668 to our subpoena. We plan to serve that subpoena on Wednesday, so please provide the relevant consent by tomorrow.

Next, we request a meet and confer within the next seven days to discuss Teledrip's recent requests for production. Many/most of them are grossly overbroad and seek information that is not even tangentially relevant to this case. Please provide a few times when you are available.

Finally, let me know if you want to have a call before the conference with the magistrate tomorrow to discuss how we plan to argue the motion.

Regards,
Christina

Christina Moser
Partner

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From: Margo N. Uhrman <muhrman@hahnlaw.com>
Sent: Monday, February 15, 2021 4:00 PM
To: Moser, Christina J. <cmoser@bakerlaw.com>; Wilcox, Deborah <DWilcox@bakerlaw.com>; Uri Litvak <Ulitvak@litvaklawgroup.com>
Cc: Nathan Webb <NWebb@hahnlaw.com>; Jeffrey Yeager <jyeager@hahnlaw.com>; _217186_00002_ Drips Holdings v_ Teledrip Letters to Drips <{F1962880}.Clevelan@cle-dms4.it.hahnlaw.com>
Subject: Drips v. Teledrip [IWOV-Clevelan.FID1962880]

[External Email: Use caution when clicking on links or opening attachments.]

Christina,

Please see the attached letter.

Margo



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